

CITY COUNCIL CITY OF LODI  
COUNCIL CHAMBERS, CITY HALL  
AUGUST 5, 1953

This regular meeting of the City Council of the City of Lodi held beginning at 8:10 p.m. of Wednesday, August 5, 1953; Councilmen Hillman, Preszler, Rinn, Robinson and Kichey (Mayor) present; none absent.

The minutes of the previous meeting of July 15, 1953, were approved as written and mailed.

COMMUNICATIONS

In the absence of City Manager Weller, City Clerk Henry Graves presented the following communications:

TRANS-SIERRA HIGHWAY	Letter from the Placer County Chamber of Commerce relative to status of Trans-Sierra Highway was read.
SP PARKING LOT	Letter from the Southern Pacific Company in reference to the SP lot for off-street parking stated the matter would be brought to a conclusion as soon as possible.
MEETING SCHEDULED RE EMERSON SCH. SITE	Trustees of the Lodi Elementary School District requested a meeting with the City Council to discuss disposition of the Emerson School building and site. The City Council accepted the invitation to meet with the School District Trustees on September 14, 1953, at 12 o'clock noon in the office of Superintendent Nichols, and the City Manager is to write a letter to Mr. Nichols stating the invitation has been accepted.
REQUEST HEARING ON 99 HIGHWAY BY-PASS RES. #1767	A letter and resolution from the State Division of Highways was presented regarding the proposed by-pass on 99 Highway, informing the Council that if it wished to hold a public hearing on this matter, a resolution requesting the hearing should be sent to the California Highway Commission within thirty days after the first regular meeting of the Council following its receipt of the written notice by the State Highway Engineer. Councilman Robinson moved, Preszler second, the adoption of Resolution #1767 requesting the California Highway Commission to hold a public hearing on the proposed by-pass. Councilman Robinson stated that the Council was not protesting the by-pass, but that it wished to give the people opportunity to be heard, and that protestants should be prepared to give sound objections. The Mayor also said she was highly in favor of allowing citizens to voice their objections. The motion was carried unanimously.

REPORTS OF THE CITY MANAGER

Mr. Graves presented the tabulation of bids on a business coupe for the Engineering Department. The bids were as follows:

BUSINESS COUPE AWARD RES. #1762	Loewen Auto Company	\$1,485.09
	Krieger Motor Company	1,519.25
	John Drew Motors	1,579.99
	Woodrow Mitchell	1,546.11

Councilman Rinn moved, Preszler second, that Resolution #1762 awarding the purchase to Loewen Auto Company as the lowest bidder be adopted. The motion carried.

FOUR-DOOR  
SEDAN AWARD  
RES. #1761

Tabulation of bids on a four-door sedan for the engineering department were then presented as follows:

Loewen Auto Company	\$1,190.77
Krieger Motor Company	1,621.69
John Drew Motors	1,550.00
Woodrow Mitchell	1,583.64

Resolution #1761, awarding the purchase to Loewen Auto Company as the lowest bidder, was adopted on motion of Councilman Preszler, Rinn second.

BIDS RE  
S. HUTCHINS  
PAVING  
DEFERRED  
TO AUG. 12

The sole bid on widening of South Hutchins Street, from Claude C. Wood Company, was submitted to the Council. The City Engineer explained that the bid was acceptable, but that some difficulty had arisen regarding the 25' right of way on the west side of Hutchins Street. Some of the property owners contend that only 10' is public property, and therefore it has been necessary to institute a title search which is incomplete to date. There are some almond and olive trees in the disputed right of way. The City Engineer requested and was granted permission to go ahead with the curb and gutter installation on the east side of Hutchins Street. He stated that curb and gutter on the west side was being deferred until such time as the property owners wished them installed. The City Engineer also mentioned that he had received a letter from Julius B. Manthey, Road Commissioner of the County Highway Department, stating that the County was prepared to pay \$5,000 to the City as the County's share in the improvement of Hutchins Street. The County would then expect the City to assume full responsibility for maintenance of the street. Councilman Rinn moved, Hillman second, that the award for paving South Hutchins Street be deferred until the next meeting of the City Council on Wednesday, August 12, when it was expected the title search would be complete. The motion carried.

STREETS IN  
LOWE'S  
VILLAGE

The City Engineer stated that the streets in Lowe's Village had been paved, but that the M. J. B. Construction Company, in doing the work, had used too much oil and therefore the streets were not in a very satisfactory condition. Since the subdivider will not pay the contractor nor the FHA grant loans until the streets are accepted by the City, the Construction Company had asked that the streets be accepted, saying that it would take care of any unusual maintenance. The City Engineer recommended that the streets be accepted under these conditions, but Councilman Rinn stated that the Construction Company should be willing to submit a performance bond and to state in writing the specific type of maintenance they would be willing to do. The other members of the Council concurred with Mr. Rinn, and the City Engineer was instructed to inform the M. J. B. Construction Company of the Council's wishes in this regard.

The tabulation of bids on the Downton Street Lights was reported as follows:

	Bid	Alternate	
AWARD ON	Electrical Contractors	\$56,000.00	\$49,990.00
DOWNTOWN	R. Goold & Son	59,814.00	58,610.00
STREET LIGHTS	Dick Wagers Electric	77,290.55	71,176.28
DEFERRED TO	Collins Electrical Co.	46,532.00	40,743.00
AUGUST 12	Electric Equipment Co.	61,714.94	54,526.32
	Sacramento Electric Wks.	59,879.00	51,530.00

Superintendent of Utilities Killelea explained the relative merits of both types of construction and recommended the acceptance of the alternate bid of

the Collins Electrical Company. Mr. Lyle Wright of the Merchants' Division of the Chamber of Commerce stated that the Merchants' Committee would like to discuss certain particulars, such as type of light standard, with Mr. Killelea before the award was made. Councilman Rinn made a motion that the award be postponed until August 12, second Preszler and carried.

BIDS REJECTED  
ON CAR RENTAL  
FOR POLICE  
DEPARTMENT  
RES. #1766

Mr. Graves stated that two bids had been received on rental of cars for the Police Department and that Police Chief Hunt had recommended the bids be rejected on the grounds that both bids were too high and one did not conform to specifications. Mr. Graves said that the City Manager had recommended that the Council reject the bids and that Mr. Weller be allowed to bid on the open market, and if results were unsatisfactory, be permitted to write specifications for purchase of new cars. On motion of Councilman Rinn, Robinson second, Resolution #1766 was adopted rejecting the bids and authorizing the City Manager to negotiate on the open market for rental of cars or in lieu thereof to advertise for purchase.

COP  
STADIUM  
CONTRACT  
HELD OVER

Mr. Graves presented a proposed contract with College of Pacific for use of the Lodi Stadium for a football game to be held November 26, 1953. The contract contained a provision for waiving the 10¢ head tax on complimentary, working participants, or student admissions. The College authorities expect only a small number of students due to the holiday date for the game and do not feel that collection of 10¢ from each student body card holder would be worthwhile. Councilman Rinn stated that if the 10¢ charge is levied against high school students, he does not believe the college students should be exempted. On motion of Councilman Hillman, Preszler second, the decision to sign the contract with College of Pacific was held over to the August 12 meeting, pending receipt of information regarding the High School.

CLAIMS

Claims in the amount of \$108,973.81 were presented. Councilman Preszler moved that the claims be paid. Councilman Robinson stated that payment of \$8,979.75 to Hurt, Trudell & Berger should be withheld until the City Manager could work out an agreement with the architects in the event the Hall of Justice plans need to be revised. Upon hearing that the claim had probably already been paid, Mr. Robinson protested that he did not approve such procedure and that claims should not be paid until approved by the Council. Councilman Rinn stated that it was permissible for the Finance Director to pay what the City had obligated to pay. Councilman Robinson moved an amendment be made to Councilman Preszler's motion to the effect that the payment to Hurt, Trudell & Berger be deleted, if it had not already been paid, and that the City Manager contact the architects for further negotiation in the event the Hall of Justice plans need to be changed. The motion to amend was seconded and carried. The original motion by Preszler was then seconded by Councilman Rinn and carried.

## CITY PLANNING COMMISSION

SUNSET  
ADDITION  
RES. #1765

City Clerk Graves read the Zoning Committee report and the recommendation of the Planning Commission that Sunset Addition be annexed to the City. Councilman Robinson, Rinn second, moved the adoption of Resolution #1765, Consent to Commence Annexation Proceedings, Sunset Addition; motion carried. The motion was made with the understanding that property owners would pay for storm drains, curbs, gutters, and sidewalks and that the City would provide the electric and water utilities.

NW CORNER  
HAM & LODI  
ANNEXATION  
POLICY

The City Clerk then brought up the question of annexation of the area on the northwest corner of Lodi Avenue and Ham Lane. The City Council stated that it would be willing to proceed with the annexation on the same terms as that prevailing for the Sunset Addition, that is, property owners would be required to pay for installation of storm drains, curbs, gutters and sidewalks.

REZONING ON  
S. FAIRMONT  
ORD. NO.494

ORDINANCE NO. 494, AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING CERTAIN PROPERTY ON SOUTH FAIRMONT AVENUE TO BE IN THE R-3 RESIDENCE DISTRICT, having been introduced at the regular meeting of July 15, 1953, was brought up for passage on the motion of Councilman Rinn, Preszler second. Second reading was omitted by unanimous consent, after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Hillman, Preszler, Rinn,  
Robinson and Richey

NOES: Councilmen - None ABSENT: Councilmen - None  
Mayor Richey then signed Ordinance No. 494 in approval thereof.

ORD. NO.495  
ADOPTS NEW  
WAGE SCHEDULE

ORDINANCE NO. 495, AMENDING SECTION 7, AS AMENDED, OF ORDINANCE NO. 444 ENTITLED "AN ORDINANCE FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LODI AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH", having been introduced at the regular meeting of July 15, 1953, was brought up for passage on the motion of Councilman Robinson, Preszler second. Second reading was omitted by unanimous consent, after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Hillman, Preszler, Rinn,  
Robinson and Richey

NOES: Councilmen - None ABSENT: Councilmen - None  
Mayor Richey then signed Ordinance No. 495 in approval thereof.

At 9:45 p.m. Councilman Rinn moved adjournment to Wednesday, August 12, 1953, at 8:00 p.m. The motion was seconded by Councilman Preszler and carried.

ATTEST: HENRY A. GLAVES, JR.  
City Clerk

By: *Beatrice Fairfield*  
Deputy City Clerk